



PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

**Frederick Murray Burg**

Serial No.: TBA

Filed: October 25, 2001

Title: Network-Based Method of  
Notification of the Best Time to Call

Atty. Docket No.: 2000-0414

Express Mail Lab. No. EL809217355US

Group Art Unit: TBA

Examiner: TBA

**PETITION TO ACCORD A FILING DATE AS THE DATE OF THE DEPOSIT**  
**WITH THE UNITED STATES POSTAL SERVICE**

Commissioner for Patents  
Washington, D.C. 20231

Dear Sir:

In accordance with 35 U.S.C. § 21(a), 37 C.F.R. § 1.10(e), MPEP 513 and Official Gazette Notice 1254 OG 92, applicant respectfully petitions that the Office accord a filing date of October 25, 2001 for the above-referenced patent application. Applicant's representative contacted the Office of Initial Patent Examination on February 22, 2002 to inquire as to the status of receipt of said patent application. The OIPE personnel stated that the correspondence with the above referenced "Express Mail" label number was never received. Applicant was informed that some mailings to the U.S. Patent and Trademark Office have been destroyed due to the decontamination processes of the US Mail in October 2001 due the anthrax in the mail to Washington, D.C.

Accordingly, Applicant's representative encloses herewith a true copy of the originally deposited correspondence, including the applicant as filed, which shows the "Express Mailing" mailing label number thereon EL809217355US, a true copy of the postal card, and a true copy of the "Express Mail" mailing label evidencing the "date in" the USPS of October 25, 2001 and number of. Shown on the Transmittal Sheet of said application is a statement in accordance with 37 C.F.R. § 1.10(e), signed by Ms. Ann E. Taylor at AT&T Corp., the person who deposited the documents as "Express Mail" with the USPS.

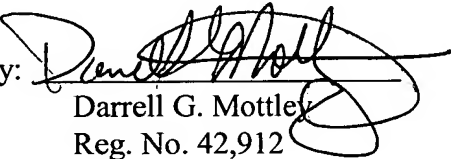
*Receipt date  
granted is  
10/25/01.  
E. Jones from  
OPLA*

Applicant's representative hereby states that original deposit of the correspondence and copies thereof, the copy of the "Express Mail" mailing label, and postal card are true copies thereof.

In view of the foregoing, it is respectfully requested that a filing date of the said patent application be accorded October 25, 2001. Additionally, any patent term adjustment extension should be accorded to said application. Should further information to satisfy this petition be necessary, please contact the undersigned at the number below.

Respectfully submitted,

Dated: Feb 27, 2002

By:   
Darrell G. Mottley  
Reg. No. 42,912

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